

MINUTES, LIMESTONE COUNTY COMMISSION, OCTOBER 7, 2013

The Limestone County Commission met in a regular meeting today, at 10:00 a.m. at the Clinton Street Courthouse Annex, 100 South Clinton Street, Athens, Alabama.

PRESENT: Gary Daly, Steve Turner, James W. "Bill" Latimer, and Ben Harrison.
Absent: None. Stanley Menefee, Chairman presided.

The meeting began with the Pledge of Allegiance.

MOTION was made by James W. "Bill" Latimer and seconded by Steve Turner to approve the minutes of September 16 and October 2, 2013.

The Chairman asked if there was any discussion. There was no discussion. The Chairman called the roll. Gary Daly, aye; Steve Turner, aye; James W. "Bill" Latimer, aye; and Ben Harrison, aye. Motion carries unanimously.

MOTION was made by Steve Turner and seconded by Gary Daly to approve the following claims

9/13/13	Check # 25475 - 25555	\$ 972,710.76
9/20/13	Check # 25556 - 25628	\$ 331,604.00
9/27/13	Check # 25629 - 25733	\$1,046,789.20
9/30/13	Check # 25734 - 25770	<u>\$ 65,493.05</u>
	TOTAL	\$2,416,597.01

with detailed claims of the above being on file for review upon request to the County Administrator.

The Chairman asked if there was any discussion. There was no discussion. The Chairman called the roll. Gary Daly, aye; Steve Turner, aye; James W. "Bill" Latimer, aye; and Ben Harrison, aye. Motion carries unanimously.

MOTION was made by Gary Daly and seconded by Steve Turner to approve the following resolution to set a public hearing for the Carpenter Technology Corporation.

RESOLUTION OF THE COUNTY COMMISSION OF LIMESTONE COUNTY, ALABAMA, on petition of CARPENTER TECHNOLOGY CORPORATION ("Carpenter") for designation of certain lands located in Limestone County, Alabama, as an industrial park pursuant to the provisions of Sections 11-23-1, *et seq.*, Code of Alabama (1975), and to be named CARPENTER INDUSTRIAL PARK.

WHEREAS, Carpenter has submitted a written petition to this Commission requesting that the lands described on Exhibit "A" hereto be designated as an industrial

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park as provided for in Sections 11-23-1, *et seq.*, Code of Alabama (1975); and

WHEREAS, the map accompanying the Petition shows the lands which the petitioner requests to be designated as an industrial park; and

WHEREAS, in accordance with the provisions of Sections 11-23-1, *et seq.*, Code of Alabama (1975), the Limestone County Commission is required to give at least ten days notice of the purpose, time and place of a public hearing to be held on such Petition by publication one time in a newspaper of general circulation throughout Limestone County, Alabama.

NOW THEREFORE, be it resolved that the Limestone County Commission shall hold a public hearing on the Petition of Carpenter for designation of an industrial park in Limestone County, Alabama, to be named the Carpenter Industrial Park, and to include in Carpenter Industrial Park property owned by Carpenter and to do any and all things prescribed for the designation of an Industrial Park under Sections 11-23-1, *et seq.*, Code of Alabama (1975), and gives notice for such purpose of the time and place of the public hearing set for October 21, 2013 at 10:00 a.m. at 310 West Washington Street, Athens, Alabama, 35611, by publication of notice in The News-Courier, said notice to appear in the issue of said paper of October 9, 2013, which said publication will be at least ten (10) days prior to the date of the hearing.

This 7th day of October, 2013.

ATTEST:

LIMESTONE COUNTY COMMISSION

By: _____

By: _____

Name: Pam Ball

Name: Stanley Menefee

Its: County Administrator

Its: Chairman

The Chairman asked if there was any discussion. There was no discussion. The Chairman called the roll. Gary Daly, aye; Steve Turner, aye; James W. "Bill" Latimer, aye; and Ben Harrison, aye. Motion carries unanimously.

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MOTION was made by James W. "Bill" Latimer and seconded by Steve Turner to accept a grant from the Alabama Department of Transportation for the Limestone County Archives Depot Restoration/Sprinkler System in the amount of \$376,010.00 with County match of \$94,002.00.

The Chairman asked if there was any discussion. There was no discussion. The Chairman called the roll. Gary Daly, aye; Steve Turner, aye; James W. "Bill" Latimer, aye; and Ben Harrison, aye. Motion carries unanimously.

MOTION was made by Ben Harrison and seconded by James W. "Bill" Latimer to authorize the Chairman to execute an agreement with Alabama's Mountains, Rivers & Valleys Resource Conservation & Development Councils, Inc. for the Goodsprings Senior Center grant, in the amount of \$4,000.00.

The Chairman asked if there was any discussion. There was no discussion. The Chairman called the roll. Gary Daly, aye; Steve Turner, aye; James W. "Bill" Latimer, aye; and Ben Harrison, aye. Motion carries unanimously.

MOTION was made by Gary Daly and seconded by Steve Turner to authorize the Chairman to execute the following contracts with TARCOG:

- Area Agency on Aging in Limestone County for Nutrition Services, Transportation Services and Supportive Services in the amount of \$121,812.00, retroactive October 1, 2013.
- Memorandum of Understanding: SenioRx Services - TARCOG to be used for staff time and other support, in order to expand the medication assistance program, retroactive October 1, 2013.
- Medicaid Waiver - TARCOG to provide funds as reimbursed for hours reported by county and approved by TARCOG; retroactive October 1, 2013
 - Homemaker \$13.76
 - Companion Services \$13.76

The Chairman asked if there was any discussion. There was no discussion. The Chairman called the roll. Gary Daly, aye; Steve Turner, aye; James W. "Bill" Latimer, aye; and Ben Harrison, aye. Motion carries unanimously.

MOTION was made by Steve Turner and seconded by Gary Daly to authorize the Chairman to execute the following agreement for Alabama Department of Youth Services Agency Grant, in the amount of \$45,000.00.

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**ALABAMA DEPARTMENT OF YOUTH SERVICES
AGENCY GRANT AGREEMENT
Fiscal Year 2013 – 2014**

The Alabama Department of Youth Services hereby awards to

Limestone County Commission
(Hereinafter called Recipient)

the amount of **Forty-five thousand and no/100 dollars (\$45,000.00)**

These funds shall be used for non-residential services for Limestone County youth who would otherwise be committed to the Department of Youth Services. As a result of the interventions funded by these monies, the parties expect that these counties will aim to eliminate **4-5** commitments annually to DYS (including HIT), barring a significant increase in serious juvenile crime (i.e. violent felonies, felony sex offenses).

These funds shall be utilized for the following purpose/activities:

The Limestone County Youth Diversion Program provides assessments and treatment for juvenile offenders by providing group and individual counseling through the Intensive Outpatient Therapy program. Electronic monitoring allows juvenile offenders to be supervised at home and community service assignments allow juveniles to be held accountable for their offenses. This program utilizes the services of the Limestone County Family Resource Center in Athens.

The program that receives funding from this grant will:

- Serve youth who would have historically been committed to the Alabama Department of Youth Services (HIT or regular DYS) in the absence of the funded program. Specifically, this includes youth with the following characteristics:
 - **Males / Females between the ages of 13-17**
 - High risk youth adjudicated for misdemeanor and felony property offenses
 - Risk of re-arrest will be determined by the risk assessment instrument available on the DYS website
- In order to ensure that the program only serves youth who would have otherwise been committed to DYS, youth with the following characteristics only will not be eligible for participation:
 - Youth charged with harassment, simple assault, first time misdemeanors, or drug/alcohol offenses
 - Status offenders

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- Be developed by or in collaboration with the **Limestone County Juvenile Court (LCJC)**;
- Conduct regular self-evaluations of program effectiveness, including evaluations that track outcomes for children served by the program;
- Maintain data on program participants, including:
 - Demographic Information (name, SSN, Alabama case number, race, gender, home zip)
 - Most Serious Current Offense
 - Most Serious Prior Offense
 - Risk Level
 - Hearing Officer
 - Probation Officer
 - Date Started Program
 - Date Completed Program (if applicable)
 - Successful Completion (Yes or No)
 - If Unsuccessful, Why
 - Committed Due To Unsuccessful Completion (Yes or No)
 - Re-Arrested while in program (Yes or No)
 - Attended all court hearings while in program (Yes or No)
 - Successfully completed probation after program completion (Yes or No)

Recipient shall input and update student data regularly (at least monthly) in the DYS Grantee Information Management System database (GIMS).

- Produce an annual report by November 30, that includes the following information, at a minimum:
 - A narrative description of each program funded by the grant
 - Annual summary of participant data
 - A description of the program's efforts to evaluate its own effectiveness, along with a summary of the results of all such evaluations.
- Each such annual report shall be made available to the Alabama Department of Youth Services, in addition to quarterly reports (if requested by DYS). Decisions about renewing grants will be made based on the court's ability to show through these reports that the funds have been effective in reducing the numbers of youth committed to DYS or HIT.

The Recipient or its designee shall administer the services for which this grant is awarded, in accordance with the applicable rules, regulations and conditions as set forth by the Department. Both **LCJC** and DYS acknowledge that this Award may be terminated at will by **LCJC** or DYS for any reason. Any funds remaining from the award shall be returned to DYS upon the termination of said award.

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The grant award contained herein is payable in installments, subject to the availability of funds and adjustments by the Alabama Department of Youth Services, as it deems necessary or advisable. Nothing contained herein shall be deemed to be a debt of the State of Alabama in the contravention of the laws and constitution of the State of Alabama.

By signing this contract, the contracting parties affirm, for the duration of the agreement, that they will not violate federal immigration law or knowingly employ, hire for employment, or continue to employ an unauthorized alien within the State of Alabama. Furthermore, a contracting party found to be in violation of this provision shall be deemed in breach of the agreement and shall be responsible for all damages resulting therefrom.

ALABAMA DEPARTMENT OF YOUTH SERVICES

BY: _____
J. Walter Wood, Jr.
Executive Director

BY: _____
Legal Review
Approved as to form only.

ACCEPTANCE OF AWARD

Recipient hereby signifies its acceptance of the grant award and the terms and conditions set forth, this the ____ day of _____, 2013.

BY: _____
Limestone County Commission

The Chairman asked if there was any discussion. There was no discussion. The Chairman called the roll. Gary Daly, aye; Steve Turner, aye; James W. "Bill" Latimer, aye; and Ben Harrison, aye. Motion carries unanimously.

MOTION was made by James W. "Bill" Latimer and seconded by Gary Daly to accept a United States Department of Justice 50/50 Grant for Bullet Proof Vests, with federal and county each paying a \$7,791.81 portion.

The Chairman asked if there was any discussion. There was no discussion. The Chairman called the roll. Gary Daly, aye; Steve Turner, aye; James W. "Bill" Latimer, aye; and Ben Harrison, aye. Motion carries unanimously.

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MOTION was made by Steve Turner and seconded by Gary Daly to approve the following revised reimbursable Agreements:

- Relocation of Gas Line on Mooresville Road over French's Mill Creek, ACBR58396-ATRP(001)
- Relocation of Water Line on Mooresville Road over French's Mill Creek, ACBR58396-ATRP(001)

The Chairman asked if there was any discussion. There was no discussion. The Chairman called the roll. Gary Daly, aye; Steve Turner, aye; James W. "Bill" Latimer, aye; and Ben Harrison, aye. Motion carries unanimously.

MOTION was made by Steve Turner and seconded by Gary Daly to award the following bid proposals to the lowest responsible bidder meeting specifications as follows:

Proposal No.	Item	Awarded To	Amount
2450	Gasoline & Diesel Oct. 9, 2013 - Jan. 9, 2014	W. H. Thomas Oil Company, Inc.	\$0.18 gallon
2452	Holiday Decorations	Holiday Enlightenment	\$ 22,977.33

The Chairman asked if there was any discussion. There was no discussion. The Chairman called the roll. Gary Daly, aye; Steve Turner, aye; James W. "Bill" Latimer, aye; and Ben Harrison, aye. Motion carries unanimously.

MOTION was made by Ben Harrison and seconded by James W. "Bill" Latimer to approve Family Medical Leave for Tim McNeill, beginning September 20, 2013 until October 21, 2013.

The Chairman asked if there was any discussion. There was no discussion. The Chairman called the roll. Gary Daly, aye; Steve Turner, aye; James W. "Bill" Latimer, aye; and Ben Harrison, aye. Motion carries unanimously.

MOTION was made by Steve Turner and seconded by Gary Daly to employ Leah Moran as a Communications Officer, pending drug and alcohol screening.

The Chairman asked if there was any discussion. There was no discussion. The Chairman called the roll. Gary Daly, aye; Steve Turner, aye; James W. "Bill" Latimer, aye; and Ben Harrison, aye. Motion carries unanimously.

MOTION was made by Gary Daly and seconded by Steve Turner to approve the following merit increases, which are included in the base pay and cost of living pay as listed below.

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Name	Position	Effective Date
Sabrina Bates	Accounts Payable	10/20/13
Billy Boldin	Equipment Operator II	10/19/13
Nicholas Daniel	Deputy	10/01/13
Eddie Gilbert	Emergency Mgt. Officer	10/10/13
Deborah Holt	Recording Clerk II	10/26/13
Emily Lewter	Deputy	10/28/13
Gary Lovell	Corrections Officer	10/18/13
Angela Maples	Appraiser II	10/06/13
Jennifer McBay	Administrative Secretary	10/29/13
John McCormick	Deputy	10/16/13
Bryan Robinson	Equipment Operator III	10/03/13
Jason Shawley	Deputy	10/31/13
Mary Tucker	Corrections Officer	10/18/13
Julian Tyler	Corrections Sergeant	10/26/13
Norma Underwood	Corrections Officer	10/02/13

The Chairman asked if there was any discussion. There was no discussion. The Chairman called the roll. Gary Daly, aye; Steve Turner, aye; James W. "Bill" Latimer, aye; and Ben Harrison, aye. Motion carries unanimously.

MOTION was made by Steve Turner and seconded by Ben Harrison to approve the following subdivision:

Name	S/D Type	Approval Type	Lots	District	Location
The Arbors Addition #3	Major	Preliminary	27	2	North side of Newby Rd

The Chairman asked if there was any discussion. There was no discussion. The Chairman called the roll. Gary Daly, aye; Steve Turner, aye; James W. "Bill" Latimer, aye; and Ben Harrison, aye. Motion carries unanimously.

MOTION was made by Gary Daly and seconded by James W. "Bill" Latimer to approve a 25 mph speed limit on North Wales Road in District 1.

The Chairman asked if there was any discussion. There was no discussion. The Chairman called the roll. Gary Daly, aye; Steve Turner, aye; James W. "Bill" Latimer, aye; and Ben Harrison, aye. Motion carries unanimously.

MOTION was made by Ben Harrison and seconded by James W. "Bill" Latimer to amend the Household Garbage Rate approved on September 16, 2013 to reflect \$12.90 per month.

The Chairman asked if there was any discussion. There was no discussion. The

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Chairman called the roll. Gary Daly, aye; Steve Turner, aye; James W. "Bill" Latimer, aye; and Ben Harrison, aye. Motion carries unanimously.

MOTION was made by Gary Daly and seconded Steve Turner to provide an additional \$25,274.00 in support of the Elkmont Industrial Development Park water project.

The Chairman asked if there was any discussion. There was no discussion. The Chairman called the roll. Gary Daly, aye; Steve Turner, aye; James W. "Bill" Latimer, aye; and Ben Harrison, aye. Motion carries unanimously.

The following Public Hearings were announced:

- Public hearing set for October 21, 2013 at 10:00 a.m. in the County Commission Meeting Room at the Clinton Street Annex to consider the vacation of the portion of Holland Drive (now known as Holland Heights) west of Grady Street as platted in the Holland Heights Estates Subdivision as recorded in Plat Book C Page 65 in the office of The Judge of Probate of Limestone County, AL.
- Public hearing set for October 21, 2013 at 10:00 a.m. in the County Commission Meeting Room at the Clinton Street Annex regarding the development of a Carpenter Industrial Park and the entering of a Governmental Services Agreement with Carpenter.

Chairman Menefee announced that county and municipal officials will participate in a statewide status report on the local road and bridge projects being funded through ATRIP on October 9, 2013 at 1:00 pm in the Commission Chambers of the Clinton Street Courthouse Annex.

MOTION was made by Steve Turner and seconded by James W. "Bill" Latimer to approve the following road improvement projects in District 2.

Road Name	Length in miles	Note	Cost
Capshaw Road from East Limestone Rd to Smith St.	2.25	Plant Mix	\$262,000.00
Lipscomb Road end of existing plant mix to south end	0.26	Plant Mix	\$ 17,500.00

The Chairman asked if there was any discussion. There was no discussion. The Chairman called the roll. Gary Daly, aye; Steve Turner, aye; James W. "Bill" Latimer, aye; and Ben Harrison, aye. Motion carries unanimously.

Recessed at 10:14 a.m. until 10:00 a.m. on Wednesday, October 16, 2013, at the Washington Street Courthouse Annex, 310 West Washington Street, Athens, AL.